

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

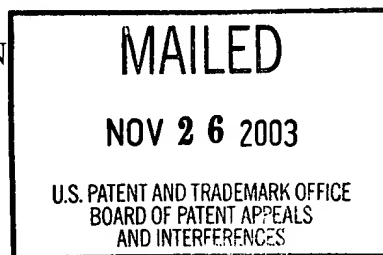
The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

Paper No. 37

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte GREGORY S. HAMILTON
MARK H. NORMAN,
YONG-QIAN WU, and
JOSEPH P. STEINER



Appeal No. 2003-1198
Application 09/204,238

ON BRIEF

Before *William F. Smith and Pawlikowski Administrative Patent Judges, and McKelvey, Senior Administrative Patent Judge.*

Per Curiam.

REMAND TO THE EXAMINER

The Office of the Group Director of Technology Center 1600 has requested that this application be remanded to the jurisdiction of the patent examiner so that the issues raised in this appeal can be reconsidered. Accordingly, we *remand*.

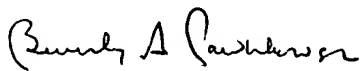
Appeal No. 2003-1198
Application 09/204,238

If reconsideration by the examiner does not promptly result in the withdrawal of all pending rejections, the examiner must return this application to the jurisdiction of the board so that the appeal may be restored to its existing place in the order in which appeals are decided. A new appeal number will not be assigned nor will a new appeal fee be required in the event that the examiner returns this application to the jurisdiction of the board following reconsideration.

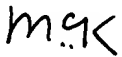
REMANDED


William F. Smith

Administrative Patent Judge


Beverly A. Pawlikowski

Administrative Patent Judge


m.g.k.

Fred E. McKelvey
Senior Administrative Patent Judge

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Application 09/204,238

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